THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT APPEAL NOs.191, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 299, 300, 301, 302, 303, 304, 306, 307 and 308 of 2006.

27th June 2006

1. W.A.No.191 of 2006

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 28.12.2005 in W.P.NO.25576 OF 2005 on the file of the High Court.)

Between:

M/s.Neuland Laboratories Limited, rep.by its Manager – (Personnel & Administration), Factory situated in Survey No.93, 94, 257 to 259, IDA, Pasha-mylaram, Isnapur, Medak District – 502 319.

...APPELLANT

AND

1. The Presiding Officer, Labour Court – II, Chandravihar Building, MJ Road, Hyderabad.

And one other.

...RESPONDENTS

AND BATCH.

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT APPEAL NOs.191, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 299, 300, 301, 302, 303, 304, 306, 307 and 308 of 2006.

COMMON JUDGMENT: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard Sri B.Vijayasen Reddy, the learned counsel appearing on behalf of the petitioners and the learned Government Pleader for Labour appearing on behalf of the first respondent and Sri B.G.Ravinder Reddy, the learned counsel appearing on behalf of the second respondent in all the appeals.

At their request, all the Writ Appeals are taken up together for disposal.

All these appeals arise at the instance of the management as against the dismissal of the Writ Petitions, which are filed

assailing the orders of the Labour Court in rejecting the preliminary objections raised by them as to the maintainability of the dispute.

The main objection as pointed out by the appellants is to the effect that having regard to the fact that they received the compensation amount, the question of raising any dispute would not arise as it is barred by the Principle Of Estoppel. The Labour Court as well as the learned Single Judge observed that this question couldn't be taken up at this stage since it is a mixed question of fact and law.

Having regard to the same, we do not find any reason to accede the submission made by the appellants herein. This question can as well be taken up at the time of disposal of the dispute itself.

Accordingly, all the Writ Appeals are dismissed leaving it open for the appellants to raise the dispute. The Labour Court shall dispose of the I.Ds., uninfluenced by any of the findings by itself or by this Court, within a period of three months from the

date of receipt of a copy of this order. No costs.

-

(B.PRAKASH RAO, J)

(RAMESH RANGANATHAN, J)

27th June 2006
RRB

-